

NORTH AMERICA INTERNATIONAL PATENT OFFICE

5F, No.389, Fu-Ho Rd., Yungho City, Taipei Hsien, Taiwan, R.O.C.

TEL: +886-2-8923-7350 FAX: +886-2-8923-7390 E-MAIL: winstonhsu@naipo.com.tw

FAX TO : Leanna Roche, ART UNIT : 1771, Tel : (703) 308-6549
Fax : (703) 872-9310

FROM : WINSTON HSU , PATENT AGENT , REG. NO. : 41,526

SUBJECT : REGULAR COMMUNICATIONS
RESPONSE TO OFFICE ACTION , SERIAL NO.: 09/584,701
TOTAL PAGES : 6 PAGES (INCLUDING COVER PAGE)

The hardcopy of this response will be sent to USPTO by Federal Express
right away.

WINSTON HSU 2001/12/07

Received from < 886289237390 > at 12/7/01 5:00:59 AM [Eastern Standard Time]

FAX RECEIVED
DEC 07 2001
GROUP 1700
6:11 PM

PTO/SB/97 (04-00)
Approved for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the
United States Patent and Trademark Office

on Dec. 7, 2001
Date

Sandy Huang (黃子豪)
Signature

Sandy Huang (黃子豪)
Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

APPLICATION NUMBER : 09/584,701

PAPERS INCLUDED :

- (1) Transmittal Form
- (2) Fee Transmittal
- (3) Response to the Office Action

FAX RECEIVED
DEC 07 2001
GROUP 1700
1 PAGE
1 PAGE
2 PAGES

Burden Hour Statement: This form is estimated to take 0.03 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0851-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/584,701	
	Filing Date	06/01/00	
	First Named Inventor	Irene Lin	
	Group Art Unit	1771	
	Examiner Name	ROCHE, L	
Total Number of Pages in This Submission	4	Attorney Docket Number	SLA001

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	WINSTON HSU
Signature	<i>Winston Hsu</i>
Date	12/7/2001

CERTIFICATE OF MAILING		
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: <input type="text"/>		
Typed or printed name		
Signature		Date

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

PTO/SB/17 (10-01)

Approved for use through 10/31/2002. OMB 0851-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

Complete If Known

Application Number	09/584,701
Filing Date	06/01/00
First Named Inventor	Irene Lin
Examiner Name	ROCHE, L
Group Art Unit	1771
Attorney Docket No.	SLA001

TOTAL AMOUNT OF PAYMENT

(\$)

0

METHOD OF PAYMENT

1. ☐ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit
Account
Number

50-0801

Deposit
Account
NameNorth America International Patent
Office

- ☒ Charge Any Additional Fee Required
Under 37 CFR 1.16 and 1.17

- ☐ Applicant claims small entity status.
See 37 CFR 1.27

2. ☐ Payment Enclosed:

☐ Check ☐ Credit card ☐ Money
Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Small Entity

Fee Fee Fee Fee Fee Description

Code (\$) Code (\$) Code (\$)

101	740	201	370	Utility filing fee	
106	330	206	165	Design filing fee	
107	510	207	255	Plant filing fee	
108	740	208	370	Reissue filing fee	
114	160	214	80	Provisional filing fee	

Fee Paid

SUBTOTAL (1)

(\$)

0

2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	-20** =	X	
Multiple Dependent	-3** =	X	

Large Entity Small Entity

Fee Fee Fee Fee Fee Description

Code (\$) Code (\$) Code (\$)

103	18	203	9	Claims in excess of 20	
102	84	202	42	Independent claims in excess of 3	
104	280	204	140	Multiple dependent claim, if not paid	
109	84	209	42	** Reissue independent claims over original patent	
110	18	210	9	** Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2)

(\$)

0

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Code	Fee Code	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for ex parte reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	400	216	200	Extension for reply within second month	
117	920	217	460	Extension for reply within third month	
118	1,440	218	720	Extension for reply within fourth month	
128	1,960	228	980	Extension for reply within fifth month	
119	320	219	160	Notice of Appeal	
120	320	220	160	Filing a brief in support of an appeal	
121	280	221	140	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,280	241	640	Petition to revive - unintentional	
142	1,280	242	640	Utility issue fee (or reissue)	
143	460	243	230	Design issue fee	
144	620	244	310	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Processing fee under 37 CFR 1.17(q)	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	740	246	370	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	740	249	370	For each additional invention to be examined (37 CFR § 1.129(b))	
178	740	279	370	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$)

0

SUBMITTED BY

Name (Print/Type)

WINSTON HSU

Registration No.
(Attorney/Agent)

41,526

Complete (if applicable)

Telephone

886-2-8923-7350

Signature

Winston Hsu

Date

12/7/2001

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

#5
12-7-01
R
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

5 Applicant: Irene Lin Examiner: Roche, L
Filing Date: 06/01/00 Art Unit: 1771
Serial No.: 09/584,701 Docket No.: SLA001

10 Title: METHOD FOR MANUFACTURING AN AIR PERMEABLE COMPOSITE FILM

To: The Commissioner of Patents and Trademarks
Washington, D.C. 20231

15 Subject: Response to the Office action (Requirement for
restriction) dated 11/9/01.

Dear Sir:

REMARKS

20 Restriction to one of the following inventions is required
under 35 U.S.C.121:

- I. Claims 1-18, drawn to a composite film, classified
in class 428, subclass 63.
- 25 II. Claims 19-27, drawn to a method of manufacturing a
composite film, classified in class 264, subclass 154.
- III. Claims 28-34, 37, 40, drawn to a method of manufacturing
an air permeable packaging bag, classified in class
156, subclass 441.5.
- 30 IV. Claims 35-36, 38-39, drawn to an air permeable
packaging bag, classified in class 428, subclass 121.
- V. Claims 41-43, drawn to a microwave tray, classified
in class 428, subclass 34.1.

RESPONSE

Applicant hereby elects Group I (claims 1-18) in response to the above restriction requirement. No new claims are
5 introduced.

However, applicant believes that Group I, Group IV and Group V should not be related as mutually exclusive species, since they are species to be obvious variants. The claim 1 states:
10 "...when the air pressure exerted by the hot air on the first side of the composite film is greater than the air pressure on the other side of the composite film". This statement implies that such film as claimed in claims 1-18 is particularly used to form a bag such as a packaging bag as claimed in claims 35-36 and
15 38-39 or a microwave tray as claimed in claims 41-43. For this reason, reconsideration of that the species (Group I, Group IV and Group V) are not patentably distinct is hereby requested.

20

Sincerely yours,

Date: 12/7/2001

25 Winston Hsu, Patent Agent No.41,526
5F, No.389, Fu-Ho Rd.,
Yungho City, Taipei Hsien, Taiwan, R.O.C.
e-mail: winstonhsu@naipo.com.tw